

**AMENDMENT TO H.R. 1401, AS REPORTED**  
**OFFERED BY MR. TRAFICANT OF OHIO**

At the end of title VIII (page 246, after line 18),  
insert the following new section:

**1 SEC. 809. COMPLIANCE WITH BUY AMERICAN ACT.**

2 (a) COMPLIANCE WITH BUY AMERICAN ACT.—No  
3 funds authorized by this Act may be expended by an entity  
4 of the Department of Defense unless the entity agrees that  
5 in expending the funds the entity will comply with the Buy  
6 American Act (41 U.S.C. 10a et seq.).

7 (b) SENSE OF CONGRESS REGARDING PURCHASE OF  
8 AMERICAN—MADE EQUIPMENT AND PRODUCTS.—It is the  
9 sense of Congress that any entity of the Department of  
10 Defense, in expending funds authorized by this Act for  
11 the purchase of equipment or products, should purchase  
12 only American-made equipment and products.

13 (c) DEBARMENT OF PERSONS CONVICTED OF  
14 FRAUDULENT USE OF “MADE IN AMERICA” LABELS.—  
15 If the Secretary of Defense determines that a person has  
16 been convicted of intentionally affixing a label bearing a  
17 “Made in America” inscription, or another inscription  
18 with the same meaning, to any product sold in or shipped  
19 to the United States that is not made in the United  
20 States, the Secretary shall determine, in accordance with

1 section 2410f of title 10, United States Code, whether the  
2 person should be debarred from contracting with the De-  
3 partment of Defense.